

Guidelines for license applications

Exports to Iraq of medicine, health supplies, foodstuffs, and materials and supplies for essential civilian needs of the Iraqi population ("Humanitarian Aid")

"Oil-for-Food" program (UNSC Resolution 986)

The following information is intended to serve as guidance in applying for a license under the Iraqi Sanctions Regulations, 31 C.F.R. Part 575, for exports to Iraq under the UN 986 "oil-for-food" program. Applications not containing all of the required information shall be considered incomplete and will be returned as denied. A new application will be accepted upon resubmission of a complete application.

To apply for a license to perform an executory contract under the "oil-for-food" program, the following items must be included in clear and legible form.

- A copy of the executory contract with either the Government of Iraq, the United Nations Inter-Agency Humanitarian Programme, or a third country national selling goods to Iraq pursuant to UNSC Resolution 986. **The contract must be executory, as defined in 31 C.F.R. 575.326 and 575.522 (c) of the Regulations.** The contract must state 1) that performance of the terms of the contract is dependent upon obtaining authorization from the Department of the Treasury, and 2) that the contract will comply with all requirements of UN Resolution 986, other applicable Security Council resolutions, the May 20, 1996 Memorandum of Understanding Between the Secretariat of the United Nations and the Government of Iraq on the Implementation of Security Council Resolution 986 (1995), and applicable guidance issued by the 661 Committee.

Note: In seeking a license, U.S. persons selling goods to third-country nationals who have already obtained 661 Committee approval for the delivery of the goods to Iraq may submit a purchase order in lieu of an executory contract to OFAC.

- The applicant's signature
- The applicant's full legal name
- The applicant's mailing and street address
- The name of the individual(s) responsible for the application and related commercial transactions and the individual's telephone and facsimile numbers

- If the applicant is a business entity, the state or jurisdiction of incorporation and principal place of business
- The names and addresses of all parties involved in the transactions and their roles, including financial institutions and any Iraqi broker, purchasing agent, or other participant in the purchase of the Humanitarian Aid
- The nature, quantity, value and the intended use of the Humanitarian Aid
- The intended point(s) of entry into Iraq, proposed dates of entry and delivery and the final destination in Iraq of the humanitarian aid
- A statement that the applicant is familiar with the requirements of UNSC Resolution 986, other applicable Security Council resolutions, the Memorandum of Understanding, and applicable guidance issued by the 661 Committee, particularly Memorandum of Understanding paragraph 24 and Guidelines paragraphs 35 and 45, and will conform the letter of credit and related financing documents to their terms
- A completed *UN Notification or Request to Ship Goods to Iraq* form, or a copy of the **current** 661 Committee approval of payment from the Iraq Account for delivery of the goods to Iraq

The application should be mailed to the address below.

**Attn: Licensing Division
Office of Foreign Assets Control
U.S. Department of the Treasury
1500 Pennsylvania Avenue, NW
Washington, D.C. 20220**